

1 J. FRANK McCABE (SBN 48246)  
2 Attorney at Law  
Post Office Box 1759  
3 Burlingame, California 94011  
Telephone: (650) 343-6268  
Facsimile: (650) 579-1391

4 Attorney for Defendant  
5 McCORL GILMORE, JR.

6

7

8

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 OAKLAND BRANCH

12 UNITED STATES OF AMERICA, ) NO. CR 09-00812 SBA  
13 Plaintiff, )  
14 v. ) **APPLICATION AND  
15 McCORL GILMORE, JR., ) ORDER TO FILE SENTENCING  
16 aka Guy Leon McClay, ) MEMORANDUM UNDER SEAL  
17 Defendant. )  
\_\_\_\_\_ )**

18

19 Because the sentencing memorandum of defendant McCorl  
20 Gilmore, Jr. contains confidential information, counsel for the  
21 defendant respectfully requests that this sentencing memorandum be  
22 filed under seal.

23 DATED: July 13, 2010.

24 Respectfully submitted,

25 \_\_\_\_\_ /s/  
26 J. FRANK McCABE  
27 Counsel for Defendant Gilmore

28 APPLICATION AND [PROPOSED] ORDER TO FILE  
DEFENDANT'S SENTENCING MEMORANDUM UNDER SEAL

## ORDER

GOOD CAUSE appearing therefor,

IT IS HEREBY ORDERED that the Sentencing Memorandum of Defendant Gilmore be filed under seal.

DATED: 7/15/10

Saundra B Armstrong  
HON. SAUNDRA BROWN ARMSTRONG  
UNITED STATES DISTRICT JUDGE

HON. SAUNDRA BROWN ARMSTRONG  
UNITED STATES DISTRICT JUDGE

APPLICATION AND [PROPOSED] ORDER TO FILE  
DEFENDANT'S SENTENCING MEMORANDUM UNDER SEN.